

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION**

| | | |
|--------------------------|---|--|
| UNITED STATES OF AMERICA |) | JUDGMENT IN A CRIMINAL CASE |
| v. |) | |
| EDGAR VALDEZ-VILLAREAL |) | Case Number: 1:09-CR-551-WSD-1 |
| |) | 1:16-CR-155-WSD |
| |) | USM Number: 59342-380 |
| |) | <u>W. Bruce Maloy, Wilmer Parker, III, and</u> |
| |) | <u>Adriana Arce-Flores</u> |
| |) | <small>Defendant's Attorneys</small> |

THE DEFENDANT:

Pleaded guilty to counts 1, 2, and 9 of the Indictment in Case Number 1:09-CR-551-WSD-1, and Counts 1 and 2 of the Superseding Indictment in Case Number 1:16-CR-155-WSD.

Case Number 1:09-CR-551-WSD-1

| <u>Title & Section</u> | <u>Nature of Offense</u> | <u>Offense Ended</u> | <u>Count</u> |
|---|-------------------------------------|-----------------------------|---------------------|
| 21 U.S.C. §§ 846 and 841(b)(1)(A)(ii) and 18 U.S.C. § 2 | Conspiracy to Distribute Cocaine | January 31, 2006 | 1 |
| 21 U.S.C. §§ 963 and 960(b)(1)(B)(ii) and 18 U.S.C. § 2 | Conspiracy to Import Cocaine | January 31, 2006 | 2 |
| 18 U.S.C. § 1956(h) | Money Laundering Conspiracy | November 30, 2005 | 9 |

Case Number 1:16-CR-155-WSD

| <u>Title & Section</u> | <u>Nature of Offense</u> | <u>Offense Ended</u> | <u>Count</u> |
|--|-------------------------------------|-----------------------------|---------------------|
| 21 U.S.C. § 846 | Conspiracy to Distribute Cocaine | September 4, 2001 | 1 |
| 21 U.S.C. § 841(a)(1) and 18 U.S.C. § 2 | Distribution of Cocaine | September 3, 2001 | 2 |

The defendant is sentenced as provided in pages 2 through 8 of this judgment. The sentence is imposed pursuant to the Sentencing Reform Act of 1984.

It is ordered that the defendant shall pay to the United States a special assessment of **\$500.00**, which shall be due immediately.

Judgment in a Criminal Case
Sheet 1

DEFENDANT: EDGAR VALDEZ-VILLAREAL

CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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It is ordered that the defendant must notify the United States attorney for this district within 30 days of any change of name, residence, or mailing address until all fines, restitution, costs, and special assessments imposed by this judgment are fully paid. If ordered to pay restitution, the defendant must notify the court and United States attorney of material changes in economic circumstances.

June 11, 2018

Date of Imposition of Judgment



Signature of Judge

WILLIAM S. DUFFEY, JR., U.S. DISTRICT JUDGE

Name and Title of Judge

June 12 2018

Date

Judgment in a Criminal Case
Sheet 2 — Imprisonment

DEFENDANT: EDGAR VALDEZ-VILLAREAL
CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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IMPRISONMENT

The defendant is hereby committed to the custody of the Federal Bureau of Prisons to be imprisoned for a total term of **FIVE HUNDRED EIGHTY-NINE (589) MONTHS** as to Counts One and Two in Docket Number 1:09-CR-551-WSD, **FIVE HUNDRED EIGHTY-NINE (589) MONTHS** as to Counts One and Two in Docket Number 1:16-CR-155-WSD, and **TWO HUNDRED FORTY (240) MONTHS** as to Count Nine in Docket Number 1:09-CR-551-WSD, with all sentences to run concurrent with one another, for a total sentence of imprisonment of **FIVE HUNDRED EIGHTY-NINE (589) MONTHS**.

The defendant is remanded to the custody of the United States Marshal.

RETURN

I have executed this judgment as follows:

Defendant delivered on _____ to _____

at _____, with a certified copy of this judgment.

UNITED STATES MARSHAL

By: _____
Deputy U. S. Marshal

Judgment in a Criminal Case
Sheet 3 — Supervised Release

DEFENDANT: EDGAR VALDEZ-VILLAREAL
CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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SUPERVISED RELEASE

Upon release from imprisonment, you will be on supervised release for a term of **TEN (10) YEARS** as to Counts One and Two in Docket Number 1:09-CR-551-WSD, **TEN (10) YEARS** as to Counts One and Two in Docket Number 1:16-CR-155-WSD, and **THREE (3) YEARS** as to Count Nine in Docket Number 1:09-CR-551-WSD, with all of the terms of supervision to run concurrent with one another, for a total term of supervised release of **TEN (10) YEARS**.

MANDATORY CONDITIONS

1. You must not commit another federal, state or local crime.
2. You must not unlawfully possess a controlled substance.
3. You must refrain from any unlawful use of a controlled substance. You must submit to one drug urinalysis within 15 days after being placed on supervision and at least two periodic tests thereafter.
4. You must cooperate in the collection of DNA as directed by your probation officer, pursuant to 42 U.S.C. § 14135a(d)(1) and 10 U.S.C. § 1565(d), which require mandatory DNA testing for federal offenders convicted of felony offenses.

You must comply with the standard conditions that have been adopted by this court as well as with any other conditions on the attached page.

STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court about, and bring about improvements in your conduct and condition.

1. You must report to the probation office in the federal judicial district where you are authorized to reside within 72 hours of your release from imprisonment, unless the probation officer instructs you to report to a different probation office or within a different time frame.
2. After initially reporting to the probation office, you will receive instructions from the court or the probation officer about how and when you must report to the probation officer, and you must report to the probation officer as instructed.
3. You must not knowingly leave the federal judicial district where you are authorized to reside without first getting permission from the court or the probation officer.
4. You must answer truthfully the questions asked by your probation officer.
5. You must live at a place approved by the probation officer. If you plan to change where you live or anything about your living arrangements (such as the people you live with), you must notify the probation officer at least 10 days before the change. If notifying the probation officer in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
6. You must allow the probation officer to visit you at any time at your home or elsewhere, and you must permit the probation officer to take any items prohibited by the conditions of your supervision that he or she observes in plain view.
7. You must work full time (at least 30 hours per week) at a lawful type of employment, unless the probation officer excuses you from doing so. If you do not have full-time employment you must try to find full-time employment, unless the probation officer excuses you from doing so. If you plan to change where you work or anything about your work (such as your position or your job responsibilities), you must notify the probation officer at least 10 days before the change. If notifying the probation officer at least 10 days in advance is not possible due to unanticipated circumstances, you must notify the probation officer within 72 hours of becoming aware of a change or expected change.
8. You must not communicate or interact with someone you know is engaged in criminal activity. If you know someone has been convicted of a felony, you must not knowingly communicate or interact with that person without first getting the permission of the probation officer.
9. If you are arrested or questioned by a law enforcement officer, you must notify the probation officer within 72 hours.
10. You must not own, possess, or have access to a firearm, ammunition, destructive device, or dangerous weapon (i.e., anything that was designed, or was modified for, the specific purpose of causing bodily injury or death to another person such as nunchakus or tasers).
11. You must not act or make any agreement with a law enforcement agency to act as a confidential human source or informant without first getting the permission of the court.
12. If the probation officer determines that you pose a risk to another person (including an organization), the probation officer may require you to notify the person about the risk and you must comply with that instruction. The probation officer may contact the person and confirm that you have notified the person about the risk.
13. You must follow the instructions of the probation officer related to the conditions of supervision.

U.S. Probation Office Use Only

A U.S. probation officer has instructed me on the conditions specified by the court and has provided me with a written copy of this judgment containing these conditions. For further information regarding these conditions, see Overview of Probation and Supervised Release Conditions, available at: www.uscourts.gov.

I understand that a violation of any of these conditions of supervised release may result in modification, extension, or revocation of my term of supervision.

Defendant's Signature _____

Date _____

USPO's Signature _____

Date _____

Judgment in a Criminal Case
Sheet 3 — Supervised Release

DEFENDANT: EDGAR VALDEZ-VILLAREAL
CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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ADDITIONAL STANDARD CONDITIONS OF SUPERVISION

As part of your supervised release, you must comply with the following additional standard conditions of supervision. These conditions are imposed because they establish the basic expectations for your behavior while on supervision and identify the minimum tools needed by probation officers to keep informed, report to the court, and bring about improvements in your conduct and condition.

1. You must refrain from the excessive use of alcohol.
2. You must submit your person, property, house, residence, vehicle, papers, computers (as defined in 18 U.S.C. § 1030(e)(1)), other electronic communications or data storage devices or media, or office to a search conducted by a United States Probation Officer. Failure to submit to a search may be grounds for revocation of release. You must warn any other occupants that the premises may be subject to searches pursuant to this condition. An officer may conduct a search pursuant to this condition only when reasonable suspicion exists that you violated a condition of your supervision and that areas to be searched contain evidence of this violation. Any search must be conducted at a reasonable time and in a reasonable manner.

Judgment in a Criminal Case
Sheet 5 — Criminal Monetary Penalties

DEFENDANT: EDGAR VALDEZ-VILLAREAL
CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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FINE

The defendant shall pay to the United States a fine of **\$100,000.00**.

The defendant shall make fine payments from any wages he may earn in prison in accordance with the Bureau of Prisons Financial Responsibility Program. If the fine is not paid in full at the time of defendant's release, payment shall become a condition of supervised release to be paid at a monthly rate of at least \$150.00, plus 25% of gross income in excess of \$2,500.00 per month.

Judgment in a Criminal Case
Sheet 5 — Criminal Monetary Penalties

DEFENDANT: EDGAR VALDEZ-VILLAREAL
CASE NUMBER: 1:09-CR-551-WSD-1 & 1:16-CR-155-WSD

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FORFEITURE

It is ordered that all of the defendant's right, title, and interest in the property identified in the Order and Judgment of Forfeiture, entered on June 12, 2018, which is incorporated herein by reference, is forfeited.